

MELINDA HAAG (CABN 132612)
United States Attorney

J. DOUGLAS WILSON (DCBN 412811)
Chief, Criminal Division

DEBORAH R. DOUGLAS (NYBN 2099372)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102
Telephone: (415) 436-7200
Facsimile: (415) 436-7234
E-Mail: deborah.r.douglas@usdoj.gov

Attorneys for the United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

| | | |
|---------------------------|---|--------------------------------|
| UNITED STATES OF AMERICA, |) | No. CR 13-00385 EMC |
| |) | |
| v. |) | STIPULATION AND [PROPOSED] |
| |) | ORDER EXCLUDING TIME UNDER THE |
| NICHOLAS ALEXANDER SNOW, |) | SPEEDY TRIAL ACT, 18 U.S.C. |
| |) | § 3161 <u>ET SEQ.</u> |
| Defendant. |) | |

The United States of America, by and through its attorney of record, and defendant Nicholas Alexander Snow (“defendant”), by and through his attorney of record, hereby stipulate as follows:

1. For the reasons stated in open court on September 5, 2013, and with the defendant’s consent, the Court continued the above-captioned matter to October 16, 2013 at 2:30 p.m., and excluded time under the Speedy Trial Act from September 5, 2013 through October 16, 2013 to provide the defense lawyer with additional time to investigate this case for effective preparation.

2. The parties stipulate and agree that this matter should be continued to October 16, 2013 and that the failure to grant such a continuance would unreasonably deny the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The parties further stipulate and agree that the time from September 5, 2013 through

October 16, 2013 should be excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A), on the basis that the ends of justice are served by taking such action which outweigh the best interest of the public and the defendant in a speedy trial and also under section (B)(iv) for effective preparation of counsel, taking into account the exercise of due diligence.

Dated: September 5, 2013

MELINDA HAAG
United States Attorney

/s/
DEBORAH R. DOUGLAS
Assistant United States Attorney

Dated: September 5, 2013

/s/
ELIZABETH FALK
Assistant Federal Public Defender
Attorney for Defendant

ORDER

For the reasons stated in court on September 5, 2013, and upon the parties' stipulation, and GOOD CAUSE appearing, IT IS HEREBY ORDERED that the above-captioned matter shall be continued to October 16, 2013 at 2:30 p.m. and that the time from September 5, 2013 through October 16, 2013 shall be excluded in accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv). The Court finds that (A) failure to grant the continuance would unreasonably deny the defendants continuity of counsel and the reasonable time necessary for effective preparation, taking into account the exercise of due diligence; and (B) the ends of

//

//

//

//

//

//

1 justice served by the continuance outweigh the best interests of the public and the defendant in a
2 speedy trial. See 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

3
4 **IT IS SO ORDERED.**

5 Dated: September 6, 2013

